

THE
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PART II.

Notifications by the Judicial Commissioner, &c.

JUDICIAL DEPARTMENT.

NOTIFICATIONS.

The 10th July 1874.

The following appeals and petitions have been posted for hearing in the Judicial Commissioner's Court on the following dates :—

Nos.	APPELLANTS OR PETITIONERS.	RESPONDENTS.	Date of Hearing.
A. S. No. 4	B. Lingappa ...	Vardhamana Pandit...	14th July 1874.
S. A. S. No. 36	Subbavadhani ...	Mahadevappa ...	Do
Do 37	Rajagopalaiengar ...	Ramaiya ...	Do
S. C. R. Case No. 4	T. Annasami Chetti ...	Mr. J. L. Taylor ...	Do
Cm. Petition No. 12	Kristna Chetti ...	...	Do
Petition.	Puttappa ...	...	Do
	Venkat Chetti ...	...	Do
Coorg S. A. S. No. 3	Narayani ...	Biddandra Babu ...	16th Do
Do Cm. A. No. 8	Prisoner Subbaiya ...	...	Do
A. S. No. 5. ...	Virapille ...	Tiruvengadsami Modli. & others.	21st Do
Coorg S. A. S. No. 2	B. Rangaiya ...	Jabbanda Madu ...	Do
S. A. S. No. 38	Krishnarajaiya Ars ...	Chitambra Rao ...	23rd Do
Cm. A. No. 39.	Prisoners Kariya and others	...	Do
Coorg S. A. S. No. 4	Nanjundaiya ...	Mallasetti ...	Do
S. A. S. No. 40	Narasimmaiya ...	Davudsaiib ...	28th Do
Do 41	Lingrajaiya ...	Krishnappaji ...	Do
Coorg Cm. A. No. 7	Prisoner Dasappaiya ...	...	Do
S. A. S. No. 32	Subraya ...	Subraya ...	30th Do
Do 42	Padmarajaiya, alias Rajanna ...	Janab Bibi and others	Do
Do 43	Devegauda and others	Kempegauda and others	Do
A. S. No. 6	Anantramaiengar ...	Baramanna, alias Sanna Tam-manna ...	
S. A. S No. 44	Gundappa... ...	Venkata ...	4th August 1874.
Review Petition	Rangappa ...	...	4th Do
S. A. S. No. 59	Venkat Chetti ...	Ramasami Chetti ...	6th Do
Do 46	Ramasami Chetti ...	Venkat Chetti ...	Do
Do 45	Betlaiya ...	Puttarasamma and others	Do
Do 47	Randas Bavaji ...	Narasimmannna and others	Do

No. 4.

The 7th July 1874.

With a view to avoid the clerical labor at present entailed upon the Offices of the Commissioners and Deputy Commissioners, in communicating to the subordinate offices concerned, the circular orders from time to time issued by the Judicial Commissioner, it is proposed regularly to publish in the Official Gazette, in English and Kanarese, such circular orders as may hereafter be issued for the information and guidance of all officers concerned, who are hereby requested to give due effect to the instructions therein contained.

CIRCULAR ORDER

No. 5.

The 7th July 1874.

The instructions contained in paras 2 and 3 of this Office Circular No. 337—18, dated 16th May 1867, requiring the transmission to the District Magistrates of copies of the proceedings of preliminary enquiries held by Amildars in cases triable by the Court of Session, are hereby withdrawn.

J. D. GORDON,
Judl. Commissioner.

Police Department, Circular No. 873—26, dated 7th July 1874.

In the taluk of ——— a complaint of robbery was preferred to the Killedar, who proceeded to the spot, which was both near his own station and the boundary of an adjacent taluk.

2. Being of opinion that the scene of crime was in the limits of the adjacent taluk, he declined on that ground to take up the case, although by prompt action he might have arrested the accused and facilitated detection of the case.

3. Such conduct is entirely mistaken and highly reprehensible. Police Officers will bear in mind that, under the new rules, the Police is "*for purposes of prevention and detection of crime*" to be deemed a "Provincial" force, the parties located in Districts and Taluks working together with concurrent jurisdiction and reciprocal interests.

4. It may happen that a Police station is situated at the extremity of a taluk, and that many villages of another taluk are much nearer to it than to any Police station in their own taluk.

5. In such cases arrangements will be made by District Officers that "for purposes of ordinary patrol" such villages should be visited by the Police of the nearest station without reference to taluk boundaries.

6. Taluk Magistrates will inform the Village Police and others that, on occurrence of any cognizable offence, information of it should be given to the *nearest* Police station as well as to that of the taluk in which the place may be situated, and Police Officers of all stations in the vicinity who may receive early intimation of the occurrence should at once take prompt measures as may be necessary in the case.

7. The case will then, as soon as convenient, be handed over to the Police of the taluk in which the scene of occurrence is situated, to be dealt with in due course by the Magistrate having jurisdiction.

Circular No. 878—29, dated 8th July 1874.

The Judicial Commissioner's attention has been directed to the large number of cases referred by the Police in "B" form to the Magistracy as false, or, as cases first described to them as cognizable, but which, on investigation, turn out to be non-cognizable, and in which therefore there are no grounds for them to take action.

2. There are doubtless many such cases; complainants may, with a view to avoid the stamp required before a complaint in a non-cognizable case can be entertained by a Magistrate, or, under the influence of feelings of excitement exaggerate the circumstances of a complaint to invoke the immediate aid of the Police, and it is only right such cases should be referred and the action of the Police stayed.

3. On the other hand, there is often a tendency on the part of the Police to throw discredit on the truth of a case, in which detection appears to be difficult, or, for other reasons unpalatable to them to prosecute, and if the reports in "B" form are unhesitatingly accepted by Magistrates, a great and undue power would be thereby given to the Police; hence, it is very desirable that complainants should know that the power of *quashing* complaints does not vest in the Police.

4. It is therefore ordered that a Magistrate, before striking off (as unworthy of credit) any complaint reported in "B" form by the Police, will issue a notice to the parties complaining, to the effect that the Police have stated reasons why the complaint should not be entertained, and fixing a day when he will be prepared to hear any grounds the complainant may have to shew against these reasons. If the complainant does not appear, or, appearing, fail to satisfy the Magistrate that the complaint should be entertained, the case can be struck off, or otherwise dealt with on its merits.

E. D. GOMPERTZ,
Dy. Insp. Genl. of Police,
For Judl. Commissioner.

INAM DEPARTMENT.

NOTIFICATIONS.

No. 3.

The 17th June 1874.

Inam dars are hereby informed that 178 title-deeds, for *inams* situated in the marginally noted Kolar, Shrinivaspur, Devanhalli, and Nagar. taluks, were forwarded to the Deputy Commissioners of the Kolar, Bangalore and Shimoga Districts on the 17th of June for distribution.

2 They are accordingly to appear to receive the same, on receipt of individual notices from the Amildars of the aforesaid taluks, who are hereby instructed to issue such notices without delay.

No. 4.

The 18th June 1874.

It is notified for general information that all applications for copies of decisions in *inam* cases are to be addressed on a one anna stamp paper, accompanied by a stamped paper of such value as will cover the cost of transcript at the rate of eight annas for every three-hundred and sixty words, or fraction thereof, according to Article 9 of Schedule I of the Court Fees' Act VII of 1870.

II. Extracts only will be given, with a copy, in extenso, of the final order, in the annexed form.

No. of case.	General class to which this inam belongs.	Extent.	Assessment.	Jodi.	Names and residence of Inam-dars and Co-sharers, with particulars as recorded in column 15.	Final Orders.

III. But such an extract will not be given to any party, who is not a recorded share-holder, unless on application therefor, by any Court in which a claim to such registered *inam* may have been filed.

IV. No copies of decisions will be given till the quit-rent registers have been issued under Rules contained in Precis No. 25.

V. A fee of one anna will be charged for every 100 words fair copied to cover the cost of transcription.

VI. Copies of "statements" presented by *inam* dars shall only be given to recorded share-holders, on production of duly stamped papers of the values mentioned in Rule I.